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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JESUS GASTELUM,

Defendant.

Case No. 2:09-cr-0113-GMN-EJY-3

**Motion to Dismiss the Superseding
Indictment Without Prejudice and
Quash Warrant**

On April 14, 2009, JESUS GASTELUM was charged by complaint. ECF 1. On April 30, 2009, a federal grand jury returned an superseding indictment charging GASTELUM and others with Conspiracy to Distribute a Controlled Substance in violation of 21 U.S.C. §§ 846, 841(a)(1) and (b)(1)(A)(viii), Conspiracy to Launder Money in violation 18 U.S.C. § 1956(h) and related offenses. ECF 39. On October 13, 2009, a warrant was issued as to Defendant GASTELUM and returned unexecuted on October 16, 2009. ECF 548. To date, no appearance has been made by the defendant.

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1 Pursuant to Federal Rule of Criminal Procedure 48(a), the government hereby
2 moves for leave of Court to dismiss the Superseding Indictment without prejudice and
3 quash the arrest warrant.

4 Respectfully submitted this 21st day of June, 2021.

5 Respectfully submitted,

6 CHRISTOPHER CHIOU
7 Acting United States Attorney

8 /s/ Susan Cushman
9 SUSAN CUSHMAN
10 Assistant United States Attorney
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1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 JESUS GASTELUM,

7 Defendant.
8

Case No. 2:09-cr-0113-GMN-EJY-3

**Proposed Order Granting
Motion to Dismiss the Superseding
Indictment Without Prejudice and
Quash Warrant**

9 Pursuant to Federal Rule of Criminal Procedure 48(a), and upon leave of Court, the
10 United States hereby dismisses without prejudice the Indictment and quashes the Arrest
11 Warrant against Defendant JESUS GASTELUM.

12 CHRISTOPHER CHIOU
13 Acting United States Attorney

14 /s/ Susan Cushman

SUSAN CUSHMAN

15 Assistant United States Attorney

16 Leave of Court is granted for the filing of the above dismissal.

17 DATED this 23 day of June, 2021.

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21 _____
22 Gloria M. Navarro, District Judge
23 United States District Court
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